

1 MR. SYKES: Well, Mr. Case asked what the
2 question was. Can I just put it very succinctly, the
3 question is, Is this the way to write a Constitution?

4 THE CHAIRMAN: I don't think that is the question.
5 The committee has recommended this provision not be in-
6 cluded and no one has moved that it be included or that
7 that recommendation be overruled.

8 I think the real question is whether the action
9 heretofore taken by the Commission in approving the form
10 of oath recommended in the early report of the Commission
11 which is in turn modeled after the model State Constitution
12 in the language that it employs, would prevent the Legis-
13 lature, if it thought wise to do so, from enacting any
14 kind of meaningful and proper legislation to control sub-
15 versives in Government.

16 What is the section, Lew, that we already have
17 approved, the oath section?

18 MR. NOONBERG: The approved section is Article I,
19 Section 6.

20 THE CHAIRMAN: Replacement of existing Article I,
21 Section 6.